

Schedule 13
Change Request for FY 08-09 Budget Request Cycle

Request Title: Decision Item FY 08-09 ☐ Base Reduction Item FY 08-09 ☐ Supplemental FY 07-08 ☒ Budget Request Amendment FY 08-09 ☐
 Department: Increase Spending Authority (Wheat Ridge and Grand Junction Regional Centers)
 Priority Number: Human Services
 Dept. Approval by: *Request*
 OSPB Approval: *mmz*
 Date: 2/12/08
 Date: 2/15/08

		1	2	3	4	5	6	7	8	9	10
	Fund	Prior-Year Actual FY 06-07	Appropriation FY 07-08	Supplemental Request FY 07-08	Total Revised Request FY 07-08	Base Request FY 08-09	Decision/ Base Reduction FY 08-09	November 1 Request FY 08-09	Budget Amendment FY 08-09	Total Revised Request FY 08-09	Change from Base (Column 5) FY 09-10
Total of All Line Items	Total	46,702,072	41,781,411	135,695	41,917,106	44,352,825	0	44,352,825	0	44,352,825	0
	FTE	907.1	901.9	0.0	901.9	916.4	0.0	916.4	0.0	916.4	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	CF	2,646,756	2,636,006	135,695	2,771,701	2,636,006	0	2,636,006	0	2,636,006	0
	CFE	44,055,316	39,145,405	0	39,145,405	41,716,819	0	41,716,819	0	41,716,819	0
	FF	0	0	0	0	0	0	0	0	0	0
	MCF	44,055,316	39,145,405	0	39,145,405	41,716,819	0	41,716,819	0	41,716,819	0
	MGF	21,656,160	18,751,035	0	18,751,035	20,036,742	0	20,036,742	0	20,036,742	0
	NGF	21,656,160	18,751,035	0	18,751,035	20,036,742	0	20,036,742	0	20,036,742	0
(9) Services for People with Disabilities (A)	Total	46,702,072	41,781,411	135,695	41,917,106	44,352,825	0	44,352,825	0	44,352,825	0
Developmental Disability	FTE	907.1	901.9	0.0	901.9	916.4	0.0	916.4	0.0	916.4	0.0
Services (2) Regional	GF	0	0	0	0	0	0	0	0	0	0
Centers - Personal	CF	2,646,756	2,636,006	135,695	2,771,701	2,636,006	0	2,636,006	0	2,636,006	0
Services	CFE	44,055,316	39,145,405	0	39,145,405	41,716,819	0	41,716,819	0	41,716,819	0
	FF	0	0	0	0	0	0	0	0	0	0
	MCF	44,055,316	39,145,405	0	39,145,405	41,716,819	0	41,716,819	0	41,716,819	0
	MGF	21,656,160	18,751,035	0	18,751,035	20,036,742	0	20,036,742	0	20,036,742	0
	NGF	21,656,160	18,751,035	0	18,751,035	20,036,742	0	20,036,742	0	20,036,742	0

Letternote revised text: a: Of this amount \$135,965 shall be local cash funds from the Arapahoe County Department of Human Services and Arapahoe Mental Health Department and the remainder shall be from client cash revenues.

Cash Fund name/number, Federal Fund Grant name: From Arapahoe County

IT Request: ☐ Yes ☒ No

Request Affects Other Departments: ☐ Yes ☒ No

If Yes, List Other Departments Here:

CHANGE REQUEST for FY 2008-09 BUDGET REQUEST CYCLE

Department:	Human Services
Priority Number:	S-4C
Change Request Title:	Increased Spending Authority (Wheat Ridge and Grand Junction Regional Center)

SELECT ONE (click on box):

- ☐ Decision Item FY 2008-09
☐ Base Reduction Item FY 2008-09
☒ Supplemental Request FY 2007-08
☐ Budget Request Amendment FY 2008-09

SELECT ONE (click on box):

Supplemental or Budget Request Amendment Criterion:

- ☐ Not a Supplemental or Budget Request Amendment
☐ An emergency
☐ A technical error which has a substantial effect on the operation of the program
☐ New data resulting in substantial changes in funding needs
☒ Unforeseen contingency such as a significant workload change

Short Summary of Request:

The Department requests additional spending authority for the Wheat Ridge (WRRC) and Grand Junction Regional Centers (GJRC) to utilize funding made available through the Arapahoe County Department of Human Services and the Arapahoe Mental Health to provide targeted, short term services to a youth, under the age of eighteen years, placed first at Fort Logan and ultimately at GJRC. This request is to allow Wheat Ridge and Grand Junction Regional Center to collect and expend up to \$135,695 of revenue generated through the above named sources. No additional funding is required from State sources.

Background and Appropriation History:

The Regional Centers provide direct support for adults with developmental disabilities who have very significant requirements and for whom adequate services and supports are not available through the community system. Over the past four years the Regional Centers have been operating under new admission criteria and admitting individuals with the most severe clinical and behavioral needs. This trend has been further reinforced by changes in the Medicaid waiver requirements. As the Community Centered Boards

(CCBs) have moved from a bundled rate to fee-for-service for Home and Community Based Services for the Developmentally Disabled (HCBS-DD) waiver services, they no longer have the flexibility to serve the most difficult to serve individuals and the demand for new placements at the Regional Centers has increased. These individuals require constant close supervision across all three shifts to ensure the health and safety of themselves and staff. The current Regional Center staffing authorization is inadequate to meet these needs. As a result, in 2006 the Department undertook a comprehensive study of the staff of the Regional Centers to determine the appropriate level necessary to provide services to the individuals with severe medical, behavioral and psychiatric needs residing therein. The study identified the need for one staff person for every three clients during the day, one staff at night for behavioral settings with a second staff floating between four group homes, and two staff at night for medical settings. In addition to these ratios, the study included an allotment of staff for community outings. The study did not identify the current trend towards a population requiring on-going one-to-one or other enhanced staffing.

The Department has submitted decision items for FY 2007-08 and FY 2008-09 to fund this staffing study over a five-year time frame. The Department has also communicated a need to prepare an update of the Study during the summer of 2008 to address changing conditions and to revise the coverage calculation. However, the clients admitted over the past nine months have driven staffing needs beyond the appropriation and the Regional Centers require fiscal relief prior to the update of the Study or will overspend their FY 2007-08 appropriation.

Appropriation History

	Total	FTE	GF	CF	CFE	MCF	MGF	NGF
Total FY 2006-07 Long Bill	\$40,117,878	887.4	\$0	\$2,608,448	\$37,509,430	\$37,509,430	\$18,011,718	\$18,011,718
07 S#1 Physician Services SB 07-165	\$237,870	0.00	\$237,870	\$0	\$0	\$0	\$0	\$237,870
FY 2006-07 Appropriation	\$40,355,748	887.4	\$237,870	\$2,608,448	\$37,509,430	\$37,509,430	\$18,011,718	\$18,249,588

STATE OF COLORADO FY 2008-09 BUDGET REQUEST CYCLE: Department of Human Services

	Total	FTE	GF	CF	CFE	MCF	MGF	NGF
FY 2006-07 Salary Survey	\$1,343,798		\$0	\$0	\$1,343,798	\$1,343,798	\$671,900	\$671,900
SB 06-219 HCPF Reorganization	(\$29,024)		\$0	\$0	(\$29,024)	(\$29,024)	(\$14,512)	(\$14,512)
Physician Services to GF Line	(\$237,870)		(\$237,870)	\$0	\$0	\$0	\$0	(\$237,870)
08 DI#1 Staffing Increases SB 07-239	\$342,541	14.5	\$0	\$0	\$342,541	\$342,541	\$171,271	\$171,271
Medical Inflation JBC addition	\$6,218		\$0	\$0	\$6,218	\$6,218	\$3,109	\$3,109
Medicaid GF adjust JBC	\$0		\$0	\$0	\$0	\$0	(\$78,761)	(\$78,761)
Reconcile to Long Bill HCPF	\$0		\$0	\$0	\$0	\$0	\$89	\$89
JBC adjustment to client cash	\$0		\$0	\$27,558	(\$27,558)	(\$27,558)	(\$13,779)	(\$13,779)
Total FY 2007-08 Long Bill	\$41,781,411	901.9	\$0	\$2,636,006	\$39,145,405	\$39,145,405	\$18,751,035	\$18,751,035
Operating Expenses								
Total FY 2006-07 Long Bill	\$2,198,203		\$0	\$0	\$2,198,203	\$2,198,203	\$1,099,101	\$1,099,101
1331 A Physician Services SB 07-165	\$6,590		\$6,590	\$0	\$0	\$0	\$0	\$6,590
FY 2006-07 Appropriation	\$2,204,793		\$6,590	\$0	\$2,198,203	\$2,198,203	\$1,099,101	\$1,105,691
Physician Services to separate Line	(\$6,590)		(\$6,590)	\$0	\$0	\$0	\$0	(\$6,590)
Medical Inflation	\$15,828		\$0	\$0	\$15,828	\$15,828	\$7,914	\$7,914
08 DI#1 Staffing Increases SB 07-239	\$16,670		\$0	\$0	\$16,670	\$16,670	\$8,335	\$8,335
Total FY 2007-08 Long Bill SB 07-239	\$2,230,701		\$0	\$0	\$2,230,701	\$2,230,701	\$1,115,350	\$1,115,350

General Description of Request:

Provide short-term, non-Medicaid funded services for a youth under the age of 18 years.

The Department has been requested to provide services to an individual in a crisis situation, who is 17 years, 8 months old. It is the Department's responsibility to only provide services to adults (18 years and over). The youth referenced received services, in the family home, through the Children's' Extensive Support Waiver (CES) until November 2007. CES is a Waiver administered through the Department. As a result of extreme on-going psychiatric and behavioral issues (autism and mental illness,) which placed the youth and his family members in immediate jeopardy, the youth was hospitalized at The Children's Hospital (TCH). After a course of treatment at TCH in November and early December 2007 he was transferred to the Colorado Mental Health Institute at Ft. Logan (CMHIFL) for continued psychiatric treatment. WRRC has been

supplementing the treatment at CMHIFL with developmental disability staff support on weekends throughout December and January. The youth was stabilized and discharged from the CMHIFL in late January 2008.

This individual, due to the physical danger posed to himself and family members, cannot return to his family home upon discharge from Ft. Logan. Extensive attempts have been made to locate appropriate, community based residential services without success. It has been determined that no options, other than the services provided in a Regional Center operated through the Division for Developmental Disabilities can appropriately meet the needs of this youth at this time. Due to the individual's age (under 18 years) Medicaid funded services at a Regional Center will not be available until the youth turns 18 in late April 2008. Arapahoe County Human and Mental Health Services are willing to fund services at Fort Logan (staffed through WRRC) and GJRC until the youth is eligible to receive adult Medicaid services.

This supplemental was not submitted earlier due to heavy snowfalls creating complication and delays in the moving date for this individual from Fort Logan to Grand Junction. The amount of the request was dependent on the actual length of stay at Fort Logan versus the anticipated length of stay at Grand Junction. A weather opening allowed the individual to be moved the last week in January after which all costs were calculated and this supplemental finalized.

Consequences if Not Funded:

The youth would not receive services adequate to meet his health and safety needs. The only available options are:

- Return the youth to the Mental Health Institute at Ft. Logan beyond his need for direct psychiatric services. The Mental Health Institute contends this is not a permissible option.
- Return the youth to the parent's home thereby placing the youth and family members at risk of bodily harm. The youth has physically assaulted family members in the past and exhibits self-injurious behaviors that require professional intervention.

- Possibly subject the youth corrections system to staff and inmate harm due to assaultive behaviors. The corrections system could not meet the needs of this youth given his dual diagnosis of autism and mental illness.

Exercising any of the above options potentially places the youth in a highly inappropriate setting until he turns 18 years in late April 2008 and can be admitted to the adult DD system of care. Alternate settings, other than the Regional Center, would likely place the youth and those around him in jeopardy of bodily harm.

Calculations for Request:

This request is to increase the spending authority at the Wheat Ridge Regional Center (WRRC) by the amount necessary to provide services to this client until Medicaid funding is available. This will be funded with cash funds from Arapahoe County.

The calculations for the time needed to cover WRRC staffing of its own facilities while other staff provided services to this client while he was in the Colorado Mental Health Institute are shown in the table below.

Cost of WR staff at Ft Logan and Backfill for Regional Center Facilities

Day	Shift	Salary	Shift Diff	Over Time	PERA & Medicare	Total
12/8/2007	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
12/9/2007	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
12/15/2007	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
12/16/2007	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
12/22/2007	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
12/23/2007	7-3*	100.96	7.57	162.80	31.47	302.80

Cost of WR staff at Ft Logan and Backfill for Regional Center Facilities

	3-11	100.96	14.13		13.35	128.45
12/29/2007	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
12/30/2007	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11	100.96	14.13	172.64	33.38	321.11
1/5/2008	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
1/6/2008	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
1/12/2008	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
1/13/2008	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
1/19/2008	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
1/20/2008	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11	100.96	14.13		13.35	128.45
1/26/2008	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11*	100.96	14.13	172.64	33.38	321.11
1/27/2008	7-3*	100.96	7.57	162.80	31.47	302.80
	3-11	100.96	14.13		13.35	128.45
Total Costs w/Overtime						\$9,404.68

*Overtime was paid to employees backfilling for these employees in their regular assignment.

The costs for providing direct service to this client once placed at Grand Junction are shown below. These costs represent 6.0 staff who were pulled from other direct service duties and assigned to this client (requiring backfill of their positions with either temporary staff or overtime) to provide a 2 to 1 staffing ratio 24 hours a day for 91 days (February 1 – April 28, 2008). The costs are calculated based on 1.85 FTE needed per 1.0 FTE requested to ensure full coverage for all shifts. Also included is 10% additional

for 2nd and 3rd shifts. The Department will absorb AED and SAED in it's current appropriation.

Direct Care Costs at Gjrc:

Staff	Costs 1 Month	1.85% Factor	Costs 3 Months
2.0 Health Care Technician I @ \$2,456	\$14,736	\$27,262	
1.0 Health Care Technician IV @ \$4,630	\$4,630	\$8,566	
Sub-Total Salaries	\$19,366	\$35,828	
Shift Differential @ 10% 2 nd & 3 rd Shift	\$1,292	\$2,390	
PERA	\$2,097	\$3,879	
Total Costs Direct Care Services	\$22,755	\$42,097	\$126,291
Total Wrrc Salary Costs from Table Above			\$9,404
Grand Total Costs Direct Care			\$135,695

	Total	FTE	GF	CF	CFE	MCF	MGF	NGF
Total FY 2007-08 Supplemental	\$135,695	0.0	0	\$135,695	0	0	0	0
Wrrc Salary Costs	\$9,404			\$9,404				
Direct Care Costs at Gjrc	\$126,291			\$126,291				

Impact on Other Government Agencies: Arapahoe County will provide funding for serving this youth in the Regional Centers.

Cost Benefit Analysis: The primary benefit to the State of this supplemental is the delivery of services to a youth in emergency need of services until he becomes eligible for Medicaid. There is no cost to the State, only the benefit of receiving funding from Arapahoe County so that he may be served in this emergency situation.

Costs	FY 2007-08	Calculation
Net General Fund Costs	-0-	No state funding is needed
Benefit	FY 2007-08	Calculation
Avoid the loss of county funding for services provided from December 2007 through April 2008.	\$135,695	In the latter part of April, the youth turns 18 years old and becomes eligible for Medicaid
Net Benefit (Cost)	\$135,695	Benefit less cost
Benefit/Cost Ratio	100%	Total benefit divided by cost

Statutory and Federal Authority:

27-10.5-301, C.R.S. (2007) Regional centers for persons with developmental disabilities. There are hereby established state regional centers in Wheat Ridge, Pueblo, and Grand Junction. The essential object of such regional centers shall be to provide state operated services and supports to persons with developmental disabilities.

27-10.5-302, C.R.S. (2007) Directors. The executive director shall appoint, pursuant to section 13 of article XII of the state constitution, a director for each regional center. Persons appointed must be skilled and trained administrators with experience related to the needs of persons with developmental disabilities. The director of each regional center shall appoint such other employees in accordance with section 13 of article XII of the state constitution as are necessary to carry out the functions of the regional center.

27-10.5-304, C.R.S. (2007) Admissions. There may be admitted to any regional center persons with developmental disabilities who have been ordered placed in a regional center pursuant to section 27-10.5-110, if the applicant or legal guardian is a bona fide resident of Colorado.

25.5-6-404, C.R.S. (2007) Duties of the department of health care policy and financing and the department of human services.

(1) The state department and the department of human services shall provide a system of reimbursement for services provided pursuant to this part 4 that encourages the most cost-effective provision of services.

(2) The state department and the department of human services shall, subject to appropriation, utilize any available federal, state, local, or private funds, including but not limited to, Medicaid funds available under Title XIX of the federal "Social Security Act", as amended, such as Medicaid home- and community-based waivers, to carry out the purposes of this part 4.

(3) The state department may contract with the department of human services to certify agencies providing services under this part 4 as eligible Medicaid providers, to adopt fiscal and administrative procedures, to review plans of care, to set rates, and to make and implement recommendations regarding the scope, duration, and content of programs and the eligibility of persons for specific services provided pursuant to this part 4, and to fulfill any other responsibilities necessary to implement this part 4 that are consistent with the single state agency designation set out in section 25.5-4-104.

(4) The executive director and the state board shall promulgate such rules regarding this part 4 as are necessary to fulfill the obligations of the state department as the single state agency to administer medical assistance programs in accordance with Title XIX of the federal "Social Security Act", as amended. Such rules may include, but shall not be limited to, determination of the level of care requirements for long-term care, patient payment requirements, clients' rights, medicaid eligibility, and appeal rights associated with these requirements.

(5) The state board of human services, created in section 26-1-107, C.R.S., shall promulgate such rules as are necessary to implement the provisions of this part 4 and to fulfill the responsibilities and duties set out in article 10.5 of title 27, C.R.S. Such rules shall be promulgated pursuant to section 24-4-103, C.R.S.

Performance Measures:

Program	Performance Measure	Outcome	FY 2005-06	FY 2006-07	FY 2007-08	FY 2008-09
			Actual	Actual	Current	Request
Division for Developmental Disabilities / Regional Centers	Increase community safety and the safety of the treatment environment. Decrease the number of incidents where a Regional Center resident is unaccounted for, after an immediate search of the facility, residence, program site and grounds.	Benchmark	22	37	36	35
		Actual	40*	36**		
* In FY 2005-06, 40 incidents were attributed to 30 individuals. ** In FY 2006-07, 36 incidents were attributed to 28 individuals.						
Division for Developmental Disabilities / Regional Centers	Provide a safe and secure residential environment for Regional Center residents. Decrease the rate of critical incidents, as a percentage of the average daily census, at the Regional Centers.	Benchmark	N/A	N/A	10.56%	10.27%
		Actual	N/A	10.96%		
The benchmarks assume a 3% reduction in the total number of critical incidents and no change to the average daily census						